



**NOTICE OF EXECUTIVE AND
REGULAR SESSIONS OF
THE FOUNTAIN HILLS TOWN COUNCIL**

Mayor Jay T. Schlum

Vice Mayor Mike Archambault

Councilmember Dennis Contino

Councilmember Ginny Dickey

Councilmember Cassie Hansen

Councilmember Henry Leger

Councilmember Keith McMahan (6/04 -3/09)

TIME: 4:30 P.M. - EXECUTIVE SESSION
(Executive Session will be held in the Fountain Conference Room - 2nd floor)

6:30 P.M. - REGULAR SESSION

WHEN: THURSDAY, May 7, 2009

WHERE: FOUNTAIN HILLS COUNCIL CHAMBERS
16705 E. AVENUE OF THE FOUNTAINS, FOUNTAIN HILLS, AZ

PROCEDURE FOR ADDRESSING THE COUNCIL

Anyone wishing to speak before the Council must fill out a speaker's card and submit it to the Town Clerk prior to Council discussion of that Agenda item. Speaker Cards are located in the Council Chamber Lobby and near the Clerk's position on the dais.

Speakers will be called in the order in which the speaker cards were received either by the Clerk or the Mayor. At that time, speakers should stand and approach the podium. Speakers are asked to state their name prior to commenting and to direct their comments to the Presiding Officer and not to individual Councilmembers. Speakers' statements should not be repetitive. *If a speaker chooses not to speak when called, the speaker will be deemed to have waived his or her opportunity to speak on the matter. Speakers may not (i) reserve a portion of their time for a later time or (ii) transfer any portion of their time to another speaker.*

If there is a Public Hearing, please submit the speaker card to speak to that issue during the Public Hearing.

Individual speakers will be allowed **three** contiguous minutes to address the Council. Time limits may be waived by (i) *discretion of the Town Manager upon request by the speaker not less than 24 hours prior to a Meeting*, (ii) *consensus of the Council at Meeting* or (iii) *the Mayor either prior to or during a Meeting*. Please be respectful when making your comments. If you do not comply with these rules, you will be asked to leave.

EXECUTIVE SESSION AGENDA

- **CALL TO ORDER**
- **ROLL CALL** – Mayor Schlum
- 1.) **ROLL CALL AND VOTE TO GO INTO EXECUTIVE SESSION:** Pursuant to A.R.S. §38-431.03(A)(1), Discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee of any public body. *(Specifically, discussion of (i) applicants relating to the Fountain Hills Town Council appointment and (ii) the Town Manager's annual evaluation.)*
- 2.) **ADJOURN TO REGULAR SESSION.**

REGULAR SESSION AGENDA

- **CALL TO ORDER AND PLEDGE OF ALLEGIANCE** – Mayor Schlum
- **INVOCATION** – Fr. Dan Robling, Anglican Church of Atonement
- **ROLL CALL** – Mayor Schlum
- **MAYOR'S REPORT**
- **SCHEDULED PUBLIC APPEARANCES/PRESENTATIONS**
 - (i) Presentation by 2010 Census representative Al Macias explaining the census process.
 - (ii) Presentation by Parks and Recreation Director Mark Mayer introducing a bronze sculpture titled "Quackers" being proposed by the Public Art Committee to be paid from the 1% Public Art Fund.
 - (iii) Presentation relating to the pursuit of stimulus funds.
 - (iv) Presentation by Pat Walker and Andrew Rheem with Red Oak Consulting regarding the Development Fee Analysis and Report.

CALL TO THE PUBLIC

Pursuant to A.R.S. §38-431-01(G), public comment is permitted (not required) on matters not listed on the agenda. Any such comment (i) must be within the jurisdiction of the Council and (ii) is subject to reasonable time, place, and manner restrictions. The Council will not discuss or take legal action on matters raised during "Call to the Public" unless the matters are properly noticed for discussion and legal action. At the conclusion of the call to the public, individual Councilmembers may (i) respond to criticism, (ii) ask staff to review a matter or (iii) ask that the matter be placed on a future Council agenda.

CONSENT AGENDA

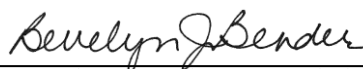
- 1.) **CONSIDERATION** of approving the TOWN COUNCIL MEETING MINUTES from April 14, 16, and 21, 2009.
- 2.) **CONSIDERATION** of approving a LIQUOR LICENSE APPLICATION submitted by Frederic Charles Zimmerman (Fountini's Bar & Grill) located at 13407 N. La Montana Drive, Fountain Hills. This is for a class 12 liquor license for a restaurant.

- 3.) **CONSIDERATION** of approving a LIQUOR LICENSE APPLICATION submitted by Tony Chang (Katana Sushi and Grill) located at 16425 East Palisades Boulevard, #103, Fountain Hills. This is for a class 12 liquor license for a restaurant.

REGULAR AGENDA

- 4.) **CONSIDERATION** of APPOINTING three citizens to the Parks and Recreation Commission to finish one vacated term ending December 2010, one vacated term ending December 2009, and a Youth Commissioner term ending December 2009.
- 5.) **CONSIDERATION** of RESOLUTION 2009-14, declaring the Town of Fountain Hills Zoning Ordinance Chapter 22 – Planned Area Development (PAD) District, dated May 7, 2009, a public record pursuant to ARIZ. REV. ST §9-801.
- 6.) **PUBLIC HEARING** regarding ORDINANCE 09-03, a text amendment to the Zoning Ordinance creating a new Chapter 22 – Planned Area Development (PAD) District. If adopted, the amendment would create the PAD zoning district and associated criteria for development within the district. Case #Z2008-06
- 7.) **CONSIDERATION** of ORDINANCE 09-03 a text amendment to the Zoning Ordinance creating a new Chapter 22 – Planned Area Development (PAD) District. If adopted, the amendment would create the PAD zoning district and associated criteria for development within the district. Case #Z2008-06
- 8.) **CONSIDERATION** of renewing the proposed CONTRACT between the Town of Fountain Hills and Rural Metro for Fire and Emergency services for a five year period beginning July 1, 2009, and ending June 30, 2014, and the expenditure for FY 2009-10 in the amount of \$2,852,368.00 for fire and emergency services.
- 9.) **QUARTERLY UPDATE** by the Director of Planning and Zoning on ACTIVITIES AND PROJECTS.
- 10.) **CONSIDERATION** of APPOINTING a new Town Councilmember to fill the vacancy and the POSSIBLE administration of the OATH OF OFFICE by Municipal Judge Ted Armbruster.
- 11.) **COUNCIL DISCUSSION/DIRECTION** to the Town Manager.
Items listed below are related only to the propriety of (i) placing such items on a future agenda for action or (ii) directing staff to conduct further research and report back to the Council:
A. None.
- 12.) **SUMMARY** of **COUNCIL REQUESTS** and **REPORT ON RECENT ACTIVITIES** by the Town Manager.
- 13.) **ADJOURNMENT**

DATED this 30th day of April, 2009



Bevelyn J. Bender, Town Clerk

The Town of Fountain Hills endeavors to make all public meetings accessible to persons with disabilities. Please call 480-816-5100 (voice) or 1-800-367-8939 (TDD) 48 hours prior to the meeting to request a reasonable accommodation to participate in this meeting or to obtain agenda information in large print format. *Supporting documentation and staff reports furnished the Council with this agenda are available for review in the Clerk's office.*